

REMARKS

This responds to the Office Action mailed on April 9, 2007.

Claims 24-25 are canceled, without prejudice to the Applicant; claims 3, 11, and 19 were previously cancelled, without prejudice to the Applicant; as a result, claims 1-2, 4-10, 12-18, and 20-23 are now pending in this application.

§101 Rejection of the Claims

Claims 24 and 25 were rejected under 35 U.S.C. § 101 as being directed to non-statutory subject matter and were indicated as being not limited to tangible embodiments. Although Applicant respectfully disagrees with the Examiner's conclusion regarding these claims, Applicant has cancelled these claims making this rejection a moot point. Applicant also reserves the right to file subsequent continuations directed to the subject matter included in these claims.

Allowable Subject Matter

Claims 1-2, 4-10, 12-18 and 20-23 were allowed. Applicant acknowledges and appreciates the Examiner's indication that these claims are in condition for allowance.

RESERVATION OF RIGHTS

In the interest of clarity and brevity, Applicant may not have addressed every assertion made in the Office Action. Applicant's silence regarding any such assertion does not constitute any admission or acquiescence. Applicant reserves all rights not exercised in connection with this response, such as the right to challenge or rebut any tacit or explicit characterization of any reference or of any of the present claims, the right to challenge or rebut any asserted factual or legal basis of any of the rejections, the right to swear behind any cited reference such as provided under 37 C.F.R. § 1.131 or otherwise, or the right to assert co-ownership of any cited reference. Applicant does not admit that any of the cited references or any other references of record are relevant to the present claims, or that they constitute prior art. To the extent that any rejection or assertion is based upon the Examiner's personal knowledge, rather than any objective evidence of record as manifested by a cited prior art reference, Applicant timely objects to such reliance on Official Notice, and reserves all rights to request that the Examiner provide a reference or affidavit in support of such assertion, as required by MPEP § 2144.03. Applicant reserves all rights to pursue any cancelled claims in a subsequent patent application claiming the benefit of priority of the present patent application, and to request rejoinder of any withdrawn claim, as required by MPEP § 821.04.

CONCLUSION

Applicants respectfully submit that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicants' attorney at (513) 942-0224 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.


Respectfully submitted,

JENNIFER PEARSON ET AL.

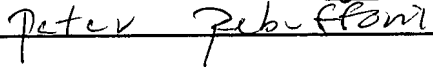
By their Representatives,

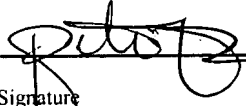
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Date 07/06/07

By 
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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 6 day of July 2007.


Name


Signature